



**CITY OF PLANO  
COUNCIL AGENDA ITEM**

<b>CITY SECRETARY'S USE ONLY</b>				
<input type="checkbox"/> Consent <input type="checkbox"/> Regular <input type="checkbox"/> Statutory				
Council Meeting Date:		12/9/13		
Department:		Engineering		
Department Head:		Gerald P. Cosgrove, P.E.		
Agenda Coordinator (include phone #): <b>Kathleen Schonne (7198)</b>				<b>Project No. 6157</b>
<b>CAPTION</b>				
A Resolution of the City Council of the City of Plano, Texas, approving the purchase of a 5,089 square foot tract of land for Custer Road Right of Way and a 4,860 square foot Temporary Construction easement, both located at the southwest corner of Custer Road and Plano Parkway from Custer/190 Joint Venture, in the total amount of \$51,801, and authorizing the City Manager or his authorized designee to execute any necessary documents; and providing an effective date.				
<b>FINANCIAL SUMMARY</b>				
<input type="checkbox"/> NOT APPLICABLE <input type="checkbox"/> OPERATING EXPENSE <input type="checkbox"/> REVENUE <input checked="" type="checkbox"/> CIP				
FISCAL YEAR: <b>2013-14</b>	<b>Prior Year (CIP Only)</b>	<b>Current Year</b>	<b>Future Years</b>	<b>TOTALS</b>
Budget	26,400	957,600	0	<b>984,000</b>
Encumbered/Expended Amount	-26,400	-54,260	0	<b>-80,660</b>
This Item	0	-51,801	0	<b>-51,801</b>
<b>BALANCE</b>	<b>0</b>	<b>851,539</b>	<b>0</b>	<b>851,539</b>
<b>FUND(S): STREET IMPROVEMENT CIP</b>				
<p><b>Comments:</b> Funds are available in the 2013-14 Street Improvement CIP. This item, in the amount of \$51,801, is anticipated to leave a balance of \$851,539 for the Coit at 15<sup>th</sup> and Custer at Plano Parkway project.</p> <p><b>STRATEGIC PLAN GOAL:</b> Obtaining easements for sidewalks and utilities relates to the City's goals of Financially Strong City with Service Excellence and Strong Local Economy.</p>				
<b>SUMMARY OF ITEM</b>				
<p>This purchase is for the acquisition of a 5,089 square foot Right of Way and a 4,860 square foot Temporary Construction easement, both located at the southwest corner of Custer Road and Plano Parkway. The purchase price for the Right of Way is \$50,801. The purchase price for the Temporary Construction easement is \$1,000, for a total cost of \$51,801.</p> <p>The tracts are needed to widen Custer Road in order to construct a double left turn lane for northbound Custer Road to westbound Plano Parkway.</p> <p>To see a Google Map location, click the link below:  <a href="http://goo.gl/maps/JdZEF">http://goo.gl/maps/JdZEF</a></p>				
List of Supporting Documents: Resolution; Right of Way drawing and legal description; Temporary Construction Easement legal description and drawing			Other Departments, Boards, Commissions or Agencies N/A	

**A Resolution of the City Council of the City of Plano, Texas, approving the purchase of a 5,089 square foot tract of land for Custer Road Right of Way and a 4,860 square foot Temporary Construction easement, both located at the southwest corner of Custer Road and Plano Parkway from Custer/190 Joint Venture, in the total amount of \$51,801, and authorizing the City Manager or his authorized designee to execute any necessary documents; and providing an effective date.**

**WHEREAS**, the City of Plano (“City”) wants to acquire a 5,089 square foot Right of Way tract and a 4,860 square foot Temporary Construction easement (attached hereto as Exhibits “A” and “B,” respectively), from Custer/190 Joint Venture, for the Intersection Improvements- Custer Road at Plano Parkway and Coit Road at 15<sup>th</sup> Street Project No. 6157 (the “Project”); and

**WHEREAS**, the Engineering Department requests that City Council authorize the purchase of the Right of Way tract in the amount of FIFTY THOUSAND EIGHT HUNDRED ONE and NO/100 DOLLARS (\$50,801.00) and the purchase of the Temporary Construction easement in the amount of ONE THOUSAND and NO/100 DOLLARS (\$1,000.00) for a total amount of FIFTY-ONE THOUSAND EIGHT HUNDRED ONE and NO/100 DOLLARS (\$51,801.00) (the “Purchase Price”); and

**WHEREAS**, upon full review and consideration of the acquisition request, and all matters attendant and related thereto, the City Council finds that it is in the best interest of the City to approve the amount of the Purchase Price for the acquisition of the Right of Way tract and the Temporary Construction easement for the Project.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PLANO, TEXAS, THAT:**

**Section I.** The Purchase Price for the acquisition of Right of Way tract and the Temporary Construction easement by the City from Custer/190 Joint Venture, having been reviewed by the City Council of the City of Plano and found to be acceptable and in the best interests of the City and its citizens, is hereby in all things approved.

**Section II.** The City Manager, or his authorized designee, is hereby authorized to execute all documents in connection therewith on behalf of the City to facilitate the purchase of Right of Way tract and the Temporary Construction easement.

**Section III.** This Resolution shall become effective immediately upon its passage.

**DULY PASSED AND APPROVED** this the 9th day of December, 2013.

\_\_\_\_\_  
Harry LaRosiliere, MAYOR

ATTEST:

\_\_\_\_\_  
Diane Zucco, CITY SECRETARY

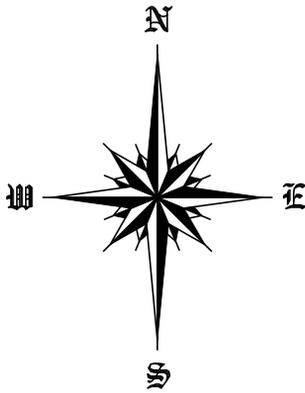
APPROVED AS TO FORM:

\_\_\_\_\_  
Diane C. Wetherbee, CITY ATTORNEY

# PLANO PARKWAY

CITY OF PLANO  
VOL. 4373, PG. 2530

POB ROW



NORTH  
SCALE 1" = 50'

C.M. = CONTROLLING MONUMENT

- = CAPPED 1/2" IRON ROD SET
- = CAPPED 1/2" IRON ROD FOUND

13.1988 ACRES  
Custer Highway 190 JV  
C.C. NO. 96-0012813

0.117 ACRES  
ROW DEDICATION

13.00'

CUSTER ROAD

LINE	BEARING	DISTANCE
L1	S 00°18'51" E	70.10'
L2	N 00°18'48" W	65.07'
L3	N 45°19'59" W	35.34'
L4	N 89°41'12" E	18.00'
L5	S 45°22'56" E	28.25'

CURVE	RADIUS	ARC LENGTH	CHORD LENGTH	CHORD BEARING	DELTA ANGLE
C1	1150.00'	379.31'	377.59'	S 09°45'45" E	18°53'53"
C2	750.00'	70.90'	70.87'	N 21°44'56" W	5°24'58"
C3	600.00'	138.15'	137.84'	N 15°29'14" W	13°11'32"
C4	1163.00'	174.11'	173.95'	N 04°36'08" W	8°34'40"



**SURDUKAN SURVEYING, INC.**

P.O. BOX 126  
ANNA, TEXAS 75409  
(972) 924-8200



ROW DEDICATION  
CUSTER ROAD  
CITY OF PLANO  
COLLIN COUNTY, TEXAS

LEGAL DESCRIPTION  
ROW DEDICATION

BEING an a tract of land situated in the L.M. Marshall Survey, Abstract No. 595, City of Plano. Collin County, Texas and being part of a 13.1988 acre tract as conveyed to Custer Highway 190 JV and recorded in County Clerks No. 96-0012813 Land Records of Collin County, Texas, and being more particularly described by metes and bounds as follows:

BEGINNING at a capped 1/2" iron rod set for corner at the southeast corner of a corner clip and also being the southeast corner of a tract conveyed to the City of Plano and recorded in Volume 4373, Page 2530, L.R.C.C.T., said iron rod being in the west Right Of Way line of Custer Road;

THENCE S 00°18'51" E following the west ROW line of said Custer Road a distance of 70.10' to a capped 1/2" iron rod found for corner at the beginning of a curve to the left;

THENCE along said curve to the left following the west ROW line of said Custer Road through a central angle of 18°45'48", a radius of 1150.00', a chord bearing of S 09°41'42" E, a chord length of 374.92', and an arc length of 376.61' to a capped 1/2" iron rod set for corner at the beginning of a curve to the left;

THENCE along said curve to the left through a central angle of 05°12'35", a radius of 750.00', a chord bearing of N 21°51'08" W, a chord length of 68.17', and an arc length of 68.20' to a capped 1/2" iron rod set for corner at the beginning of a curve to the right;

THENCE along said curve to the right through a central angle of 13°11'32", a radius of 600.00', a chord bearing of N 15°29'14" W, a chord length of 137.84', and an arc length of 138.15' to a capped 1/2" iron rod set for corner;

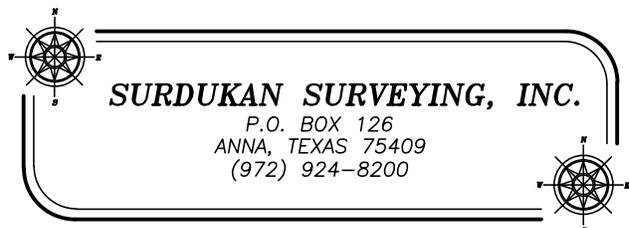
THENCE along said curve to the right through a central angle of 08°34'40", a radius of 1163.00', a chord bearing of N 04°36'08" W, a chord length of 173.95', and an arc length of 174.11' to a capped 1/2" iron rod set for corner;

THENCE N 00°18'48" W a distance of 65.07' to a capped 1/2" iron rod set for corner;

THENCE N 45°19'59" W a distance of 35.34' to a capped 1/2" iron rod set for corner in the south Right Of Way line of Plano Parkway;

THENCE N 89°41'12" E following the south ROW line of said Plano Parkway a distance of 18.00' to a capped 1/2" iron rod found for corner at the north end of said corner clip;

THENCE S 45°22'56" E following the corner clip a distance of 28.25' to the POINT OF BEGINNING and containing 5,089 square feet or 0.117 acres of land.



ROW DEDICATION  
CUSTER ROAD  
CITY OF PLANO  
COLLIN COUNTY, TEXAS

LEGAL DESCRIPTION  
10' TEMPORARY CONSTRUCTION EASEMENT

BEING across a tract of land situated in the L.M. Marshall Survey, Abstract No. 595, City of Plano. Collin County, Texas and being across a 13.1988 acre tract as conveyed to Custer Highway 190 JV and recorded in County Clerks No. 96-0012813 Land Records of Collin County, Texas, and being more particularly described by metes and bounds as follows:

BEGINNING at a point that bears S 68°31'42" W a distance of 613.94' from the southeast corner of a corner clip and also being the southeast corner of a tract conveyed to the City of Plano and recorded in Volume 4373, Page 2530, L.R.C.C.T.;

THENCE S 00°18'48" E a distance of 65.07' to a point;

THENCE along said curve to the left through a central angle of 08°34'40", a radius of 1163.00', a chord bearing of S 04°36'08" E, a chord length of 173.95', and an arc length of 174.11' to a point;

THENCE along said curve to the left through a central angle of 13°11'32", a radius of 600.00', a chord bearing of S 15°29'14" E, a chord length of 137.84', and an arc length of 138.15' to a point;

THENCE along said curve to the right through a central angle of 05°12'35", a radius of 750.00', a chord bearing of S 21°51'08" E, a chord length of 68.17', and an arc length of 68.20' to a point;

THENCE along said curve to the right through a central angle of 00°12'23", a radius of 750.00', a chord bearing of S 19°08'39" E, a chord length of 2.70', and an arc length of 2.70' to a point;

THENCE S 70°57'33" W a distance of 10.00' to a point;

THENCE along said curve to the left through a central angle of 05°25'56", a radius of 740.00', a chord bearing of N 21°45'25" W, a chord length of 70.13', and an arc length of 70.16' to a point;

THENCE along said curve to the right through a central angle of 13°12'42", a radius of 610.00', a chord bearing of N 15°29'49" W, a chord length of 140.35', and an arc length of 140.66' to a point;

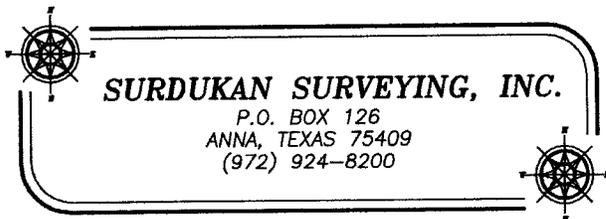
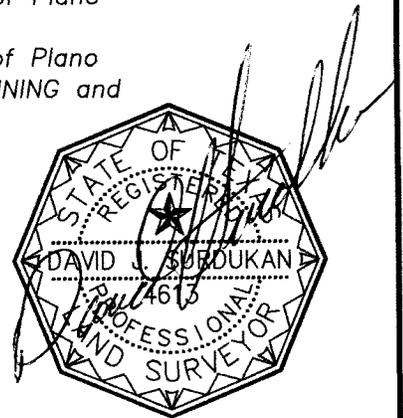
THENCE along said curve to the right through a central angle of 08°34'40", a radius of 1173.00', a chord bearing of N 04°36'08" W, a chord length of 175.44', and an arc length of 175.61' to a point;

THENCE N 00°18'48" W a distance of 60.92' to a point;

THENCE N 45°19'59" W a distance of 41.09' to a point in the south ROW line of Plano Parkway;

THENCE N 89°21'59" E following the south ROW line of Plano Parkway a distance of 14.07' to a point;

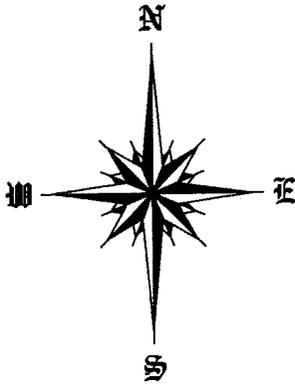
THENCE S 45°19'59" E following the south ROW line of Plano Parkway a distance of 35.34' to a point the POINT OF BEGINNING and containing 4860 square feet or 0.112 acres of land.



10' TEMPORARY CONSTRUCTION  
EASEMENT  
CUSTER ROAD  
CITY OF PLANO  
COLLIN COUNTY, TEXAS

# PLANO PARKWAY

CITY OF PLANO  
VOL. 4373, PG. 2530



NORTH  
SCALE 1" = 50'

C.M. = CONTROLLING MONUMENT

- = CAPPED 1/2" IRON ROD SET
- = CAPPED 1/2" IRON ROD FOUND

**POB 10'  
TEMPORARY  
CONSTRUCTION  
EASEMENT**

10' TEMPORARY CONSTRUCTION  
EASEMENT

13.1988 ACRES  
Custer Highway 190 JV  
C.C. NO. 96-0012813

LINE	BEARING	DISTANCE
L3	N 45°19'59" W	35.34
L6	S 70°57'33" W	10.00
L7	N 00°18'48" W	60.92
L8	N 45°19'59" W	41.09
L9	N 89°21'59" E	14.07
L10	S 68°31'42" W	13.94

CURVE	RADIUS	ARC LENGTH	CHORD LENGTH	CHORD BEARING	DELTA ANGLE
C5	1163.00'	174.11'	173.95'	S 04°36'08" E	8°34'40"
C6	600.00'	138.15'	137.84'	S 15°29'14" E	13°11'32"
C7	750.00'	70.90'	70.87'	S 21°44'56" E	5°24'58"
C8	740.00'	70.16'	70.13'	N 21°45'25" W	5°25'56"
C9	610.00'	140.66'	140.35'	N 15°29'49" W	13°12'42"
C10	1173.00'	175.61'	175.44'	N 04°36'08" W	8°34'40"



**SURDUKAN SURVEYING, INC.**

P.O. BOX 126  
ANNA, TEXAS 75409  
(972) 924-8200



SCALE 1" = 60'

DATE: JUNE 11, 2013

SHEET 2 OF 2

JOB NO. 2012-07

10' TEMPORARY CONSTRUCTION  
EASEMENT  
CUSTER ROAD  
CITY OF PLANO  
COLLIN COUNTY, TEXAS